

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT CHARLESTON**

IN RE ETHICON, INC., PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION	Master File No. 2:12-MD-02327 MDL 2327
THIS DOCUMENT RELATES TO: ETHICON WAVE 6 CASES LISTED IN EXHIBIT A	JOSEPH R. GOODWIN U.S. DISTRICT JUDGE

**DEFENDANTS' NOTICE OF ADOPTION OF PRIOR DAUBERT RESPONSE OF
DEBRA FROMER, M.D. FOR WAVE 6**

Plaintiffs filed a Notice of Adoption (ECF No. 4815) in the Wave 6 cases identified in Exhibit A to their Notice, adopting their Motion to Exclude or, in the Alternative, to Limit the Opinions and Testimony of Debra Fromer, M.D., ECF No. 2081 (“Plaintiffs’ Wave 1 Motion”). Defendants hereby adopt and incorporate by reference their prior *Daubert* response in Ethicon Wave 1, Case No. 2:12-md-02327, ECF No. 2151 (“Defendants’ Wave 1 Response”).

Defendants acknowledge that on August 31, 2016, the Court issued a Memorandum Opinion and Order, ECF No. 2702 (the “Order”) GRANTING Plaintiffs’ Wave 1 Motion in part, DENYING it in part, and RESERVING judgment in part.

Where the Court DENIED Plaintiffs’ Wave 1 Motion, Defendants respectfully request that the Court adopt the same ruling in the Wave 6 cases identified in Exhibit A attached hereto for the reasons set forth in Defendants’ Wave 1 Response and the Court’s Order.

Where the Court otherwise GRANTED or RESERVED judgment on Plaintiffs’ Wave 1 Motion, Defendants acknowledge the Court’s ruling, and acknowledge the same circumstances apply in Wave 6, but preserve their right to challenge the ruling on appeal.

November 6, 2017

Respectfully submitted,

/s/ Christy D. Jones

Christy D. Jones
Butler Snow LLP
1020 Highland Colony Parkway
Suite 1400 (39157)
P.O. Box 6010
Ridgeland, MS 39158-6010
(601) 985-4523
christy.jones@butlersnow.com

/s/ David B. Thomas

David B. Thomas (W.Va. Bar #3731)
Thomas Combs & Spann PLLC
300 Summers Street
Suite 1380 (25301)
P.O. Box 3824
Charleston, WV 25338
(304) 414-1807
dthomas@tcspllc.com

/s/ Kelly S. Crawford

Kelly S. Crawford
Riker Danzig Scherer Hyland &
Perretti, LLP
Headquarters Plaza
One Speedwell Avenue
Morristown, NJ 07962-1981
(973) 451-8417
kcrawford@riker.com

COUNSEL FOR DEFENDANTS
ETHICON, INC. AND
JOHNSON & JOHNSON

EXHIBIT A

	WAVE 6 CASE NAME	CASE NO.
1.	Diane Felter v. Ethicon, Inc., et al.	2:12-cv-08359
2.	Kimberly Aguilera v. Ethicon, Inc., et al.	2:12-cv-09418
3.	Pamela VanNostrand v. Ethicon, Inc., et al.	2:12-cv-09426
4.	Deborah Meade v. Ethicon, Inc., et al.	2:13-cv-01744
5.	Constance Roberson v. Ethicon, Inc., et al.	2:13-cv-01848

CERTIFICATE OF SERVICE

I hereby certify that on November 6, 2017, I electronically filed the foregoing document with the Clerk of the court using CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

/s/ *Kelly S. Crawford*

Kelly S. Crawford

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